

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TEXARKANA DIVISION

JOHN J. EGAN §  
VS. § CIVIL ACTION NO. 5:10cv113  
DIRECTOR, TDCJ-CID §

MEMORANDUM OPINION REGARDING VENUE

Petitioner John J. Egan, an inmate confined at the Telford Unit of the Texas Department of Criminal Justice, Institutional Division, proceeding *pro se*, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

Discussion

Petitioner states he was previously convicted of escape in Anderson County, Texas. He was sentenced to 5 years imprisonment.

Pursuant to 28 U.S.C. § 2241(d), a petitioner may bring his petition for writ of habeas corpus in the district in which he was convicted or the district in which he is incarcerated.

Petitioner was convicted in Anderson County, Texas. Pursuant to 28 U.S.C. § 124, Anderson County is in the Eastern District of Texas. However, Anderson County is located in the Tyler Division, rather than the Texarkana Division of this court.

As all records and witnesses involving this action may be located in the Tyler Division of this court, the court is of the opinion that the transfer of this action to such division would further justice.

Accordingly, this case should be transferred to the Sherman Division of this court. A Transfer Order shall be entered in accordance with this Memorandum Opinion.

**SIGNED** this 15 day of July, 2010.

  
Earl S. Hines  
EARL S. HINES  
UNITED STATES MAGISTRATE JUDGE